

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW JERSEY**

**PINNACLE CHOICE, INC., PINNACLE
INSURANCE SOLUTIONS, LLC, MICHAEL
EVAN CARADIMITROPOULO,**

Plaintiffs,

v.

**STEVEN SILVERSTEIN, JONATHAN
SILVERSTEIN, JASON SKOLE, KEVIN
RENERT, ANTHONY MATERIA, HARVEY
SILVERSTEIN, JOROS SAAVODRA, RONALD
LACHICA, ANN-MARIE LIPSKY, DAVID L.
LIPSKY, EVAN KATZ, CHRISTOPHER
SABATH, KARL TAYLOR, GREGORY SHAW,
ERROL MILLER, HEALTH CARE PLANS,
INC., HEALTH PLAN NETWORK, INC.,
INSURANCE USA, HEALTH SAVINGS
NETWORK, INC., FIRST NATIONAL, PRIME
HEALTH NETWORK, HEALTHCARE
DIRECT, CONVERGENT HEALTH, CAPITAL
HEALTH, INC., ADL INSURANCE/PREMIER
HEALTH, UNITED LABOR BENEFITS, INC.,
JOHN ZANOTTI, UNITED WORKERS OF
AMERICA, LOCAL 621, UNITED WORKERS
OF AMERICA, LOCAL 629, TRACY PEREZ,
JOHN DOE 1-10, ABC COMPANY 1-10,**

Defendants.

Civil Action No.
07-5857 (WJM)

ORDER

Defendants having removed this case from New Jersey Superior Court, Law Division, Essex County; Defendants having filed a motion to dismiss and a motion for summary judgment; Plaintiffs having filed a motion to remand this case to New Jersey Superior Court; Defendants also having filed a motion to amend their notice of removal; Judge Mark Falk having on May 6, 2008, filed a Report and Recommendation recommending that this Court grant Plaintiffs' motion

and remand this case; the parties having not objected to this Report and Recommendation within ten days after being served with a copy of it; this Court having reviewed Judge Falk's Report and Recommendation; and good cause appearing;

IT IS on this 20th day of May 2008, hereby

ORDERED that the Report and Recommendation of Magistrate Judge Mark Falk is adopted as the Opinion of this Court; and it is further

ORDERED that Plaintiffs' motion to remand is **GRANTED**; and it is further

ORDERED that this case is remanded to New Jersey Superior Court, Law Division, Essex County; and it is further

ORDERED that Defendants' motion to amend their notice of removal is **DENIED**.

s/ William J. Martini

William J. Martini, U.S.D.J.

cc: The Hon. Mark Falk, U.S.M.J.